

In The Matter Of:
United States vs.
PFC Bradley E. Manning

Vol. 31
August 8, 2013
UNOFFICIAL DRAFT - 8/8/13 Afternoon Session

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VOLUME XXXI

IN THE UNITED STATES ARMY

UNITED STATES

VS.

MANNING, Bradley E., Pfc. COURT-MARTIAL

U.S. Army, xxx-xx-9504

Headquarters and Headquarters Company,

U.S. Army Garrison,

Joint Base Myer-Henderson Hall,

Fort Myer, VA 22211

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The Hearing in the above-titled matter was

held on Thursday, August 8, 2013, at 12:15 p.m., at

Fort Meade, Maryland, before the Honorable Colonel

Denise Lind, Judge.

DISCLAIMER

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1 APPEARANCES:

2
3 ON BEHALF OF GOVERNMENT:

4 MAJOR ASHDEN FEIN

5 CAPTAIN HUNTER WHYTE

6 CAPTAIN ALEXANDER Von ELTEN

7
8 ON BEHALF OF ACCUSED:

9 DAVID COOMBS

10 CAPTAIN JOSHUA TOOMAN

11 MAJOR THOMAS HURLEY

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August 8th, 2013

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1 PROCEEDINGS,

2 THE CLERK: All rise.

3 THE COURT: Please be seated. The court is
4 called to order. Major Fein, please account for us?

5 MR. FEIN: Yes, ma'am. All parties in the
6 court in the last recess are again present with one
7 exception. Captain Overgaard is absent. Captain Von
8 Elten is present.

9 Also, Your Honor, during the recess the
10 United States had marked two -- well, one Appellate
11 exhibit twice, Appellate Exhibit 644. 644 Alpha is the
12 government's response to the defense objection to
13 Mr. McCarl (phonetic) and Mr. Pearson and under
14 RCM1001B4, it also incorporates in the Defense's actual
15 objection. Appellate Exhibit 644 Bravo is the
16 unclassified redacted version.

17 THE COURT: All right. Am I going to have
18 a copy of that?

19 MR. FEIN: Yes, ma'am.

20 THE COURT: I don't need the redacted
21 version. I have a copy of the regular version. Thank

1 you.

2 MR. FEIN: Yes, ma'am.

3 THE COURT: All right. Is there anything
4 we need to address before we call the next witness?

5 I do note, for the record, that the next
6 witness we already had a stipulation of expected
7 testimony from this witness. That was Prosecution
8 Exhibit 183 and counsel and I met briefly in a RCM802
9 conference where Major Hurley advised that, in light of
10 this Prosecution Exhibit 183, some of the -- the
11 Defense is concerned that there may be cumulative
12 testimony; is that correct?

13 MR. HURLEY: Yes, ma'am.

14 THE COURT: The court has a copy of
15 Prosecution Exhibit 183 for identification that was
16 already read in the record. So let's try to avoid
17 being cumulative.

18 Anything else we need to address before we
19 call the witness?

20 MR. FEIN: Yes, ma'am. To make a
21 correction, it was not Captain Overgaard that was on

1 the record this morning, it was Captain Morrow who was
2 on the record and no longer present.

3 THE COURT: All right. Thank you.

4 MR. FEIN: There's nothing further, Your
5 Honor.

6 MR. HURLEY: Not from the Defense either.

7 THE COURT: Please call the witness.

8 MR. VON ELTEN: Your Honor, the United
9 States calls Commander Aboul-Enein.
10 Whereupon,

11 YOUSSEF H. ABOUL-ENEIN,
12 called as a witness, having been first duly sworn to tell the truth,
13 the whole truth, and nothing but the truth, was examined and testified
14 as follows:

15 EXAMINATION BY MR. VON ELTEN:

16 Q For the record, you're Commander
17 Aboul-Enein from the Defense Intelligence Agency?

18 A Yes.

19 Q Sir, we're here to qualify you as an expert
20 in Al Qaeda terrorism and ideology?

21 A Yes.

1 Q Let's start off by reviewing your
2 background quickly.

3 Sir, you are currently assigned to the
4 Defense Intelligence Agency?

5 A I am.

6 Q You're subject matter expert on violent
7 Islamist ideology?

8 A I am.

9 Q At the Defense Combating Terrorism Center?

10 A Yes.

11 Q And there you provide analysis for over
12 400 -- analysis leadership for over 400 analysts on
13 violent terrorism?

14 A Yes.

15 Q You are also a Middle East foreign area
16 officer?

17 A Yes.

18 Q As part of that, you've compared talking
19 point for senior leaders including Secretary of
20 Defense?

21 A I have.

1 Q Since 2006, you've served as senior
2 encounter terrorism advisor [inaudible] officer and
3 instructor on militant and Islamist ideology at Joint
4 Intelligence Task Force for combating terrorism?

5 A That's correct. It's currently DCTC,
6 though.

7 Q And what is DCTC?

8 A Defense Combating Terrorism Center.

9 Q And you also advised the Homeland Security
10 committee on violent Islamist radicalization?

11 A I have.

12 Q You served as the country director north
13 Africa and Egypt, the assistant country director for
14 the Arabian gulf and special advisor on Islamist
15 militancy at the office of the Secretary of Defense for
16 National Security Affairs?

17 A I have.

18 Q Sir, you are a military adjunct faculty for
19 Middle East counter-terrorism analysis at the National
20 Intelligence University?

21 A I am.

1 Q Sir, you published several books which
2 included militant Islamist ideology --

3 THE COURT: Captain Von Elten, this is all
4 in the stipulation of expected testimony I have it.

5 MR. VON ELTEN: The United States offers
6 Commander Aboul-Enein as an expert in Al Qaeda,
7 terrorism and ideology.

8 MR. HURLEY: No objection, Your Honor.

9 THE COURT: So accepted.

10 BY MR. VON ELTEN:

11 Q What is Al Qaeda propaganda?

12 A Al Qaeda propaganda is basically fragments
13 of Islam, fragments of Islamic history, Islamic
14 theology weaved into a modernist narrative. It's
15 mainly designed to support a core ideology or core
16 philosophy basically of a clash of civilizations. In
17 other words, that the west is at war with Islam.

18 Q Why is the clash of civilizations
19 important?

20 A The clash of civilizations is extremely
21 important in order to basically have a typical

1 narrative. Basically, this is the -- first of all,
2 there's the war between the west and Islam, that's one.
3 Two, that what is happening in the Muslim world is a
4 result of what the United States is doing and, more
5 importantly, to address the various grievances there.
6 Of course, the outline of those grievances is to
7 purport a methodology that propagates their world view
8 and that methodology typically involves violent means
9 of addressing the various grievances in the region.

10 Q How is propaganda used to accomplish those
11 grows?

12 A Propaganda is extremely important. As a
13 matter of fact, to quote Ayman al-Zawahri, the current
14 leader of Al Qaeda, at some point he had said that
15 fifty percent of this war is perception and media.

16 Q Why is perception important?

17 A Perception is important because it provides
18 a good environment for recruitment, for fundraising and
19 for support for Al Qaeda's grander strategy and
20 objectives.

21 Q Who's the audience for propaganda?

1 A The audience for propaganda it could be
2 anyone from people with Al Qaeda sympathies, which is
3 fine, to anyone who wants to give money to the cause to
4 anyone who wants to create -- who wants to carry out
5 hostile acts for that cause.

6 Q What is Al Qaeda's methodology?

7 A Al Qaeda's methodology is primarily to
8 propagate an Islamic social order or Islamic
9 government, if you will -- social order primarily -- in
10 their image typically through violent means.

11 Q How does Al Qaeda use propaganda to affect
12 its influence?

13 A It basically creates an environment
14 conducive for their area of operation, if you will, by
15 basically creating a situation where if you've got a
16 portion of the population that believes that they're in
17 a bipolar struggle like Al Qaeda does, then you have --
18 everything from not cooperating with local authorities
19 to outright hostile engagements with either local
20 authorities or with the U.S. combat troops in the
21 region.

1 Q What mediums does Al Qaeda use to spread
2 its propaganda?

3 A Sure. Primarily it's not -- a cyber domain
4 primarily is the chief method of them propagating its
5 ideas and ideology and methodology.

6 Q What tools do they use in the cyber domain?

7 A They use chatrooms. They use websites.
8 They use actually -- they even have a full-time kind of
9 media outlet called Al-Sahab.

10 Q Why does Al Qaeda rely on cyberspace?

11 A Well, in my opinion, probably it's best to
12 quote Zawahri directly. Around 2008, he gave a 9/11
13 anniversary video and in that video -- it's about 120
14 minutes long, but in portions of that video, he
15 basically says that you can't trust --

16 MR. HURLEY: I'm sorry, Your Honor.
17 Hearsay.

18 THE COURT: Government?

19 MR. VON ELTEN: Not to confirm truth. Just
20 for statements being made.

21 THE COURT: All right, overruled.

1 A Zawahri says you can't trust Al Jazeera,
2 you can't trust channels like Al [inaudible]. If you
3 want to get your news about Al Qaeda, you have to
4 download information from al-Sahab. It's not rocket
5 science. Basically, Al Qaeda feels -- Al Qaeda senior
6 leadership felt, at the time, in 2008, that they were
7 losing control of their message.

8 Q Sir, let's talk a little bit about
9 Department of State information.

10 Have you ever worked with the Department of
11 State cables?

12 A I have, yes.

13 Q When have you worked with them?

14 A When I country director for North Africa,
15 Egypt and OSD policy.

16 Q And how long did you work with them?

17 A From 2002 to 2006, four years.

18 Q In what capacity -- were you doing with
19 them?

20 A It's extremely important for us to get an
21 understanding of the country of area -- for instance,

1 if the assistant secretary of defense was traveling to
2 the area, it's part of that interagency process that we
3 would share cables among various agencies so we can
4 have a better holistic view and also to understand
5 states' perspective and states' views because we don't
6 want to, for instance, advocate our own views without
7 consideration from other agencies, mainly the State
8 Department which has the lead on foreign policy.

9 Q Sir, whether did you first become familiar
10 with Wikileaks?

11 A Like the rest of America, through the
12 media.

13 Q Where -- are you familiar with an instance
14 where Al Qaeda has relied on the purported Department
15 of State cables?

16 A Two instances come to mind where Al Qaeda
17 has utilized Wikileaks' information. The first was in
18 Inspire Magazine which is a 2010 edition. The second
19 was in a 2011 audio -- video, I should say. It was a
20 video.

21 Q Sir, let's start by talking a little bit

1 about Inspire magazine. What is Inspire magazine?

2 A Inspire magazine is a very glossy, highly
3 produced -- from an adversarial point of view -- nicely
4 produced English language magazine designed to recruit
5 and to target young English speaking members or
6 audiences, if you will.

7 THE COURT: Yes, sir.

8 MR. HURLEY: I have a objection to -- both
9 of these bits of information were included in the
10 stipulations of testimony.

11 THE COURT: Are you going forward with
12 this?

13 MR. VON ELTEN: I was going to ask him why
14 English is important.

15 THE COURT: All right, overruled. Go
16 ahead.

17 BY MR. VON ELTEN:

18 Q Why is the magazine published in English?

19 A It's published in English -- it's a result
20 of the United States and our allies hardening our
21 targets and what has happened is to understand Inspire

1 magazine, you actually have to understand an individual
2 by the name of Abu Musab al-Suri who is typically the
3 future brains, future strategist of Al Qaeda.

4 If you want to understand Al Qaeda in the
5 21st century, you need to understand al-Suri's
6 writings. He, for instance, came up the notion of
7 leaderless resistance which means don't wait for
8 orders, go ahead and form your own cell, radicalize
9 using the Internet, discover how you can build a bomb
10 using the Internet and then go out and carry out an
11 operation in the name of Al Qaeda. Don't wait for
12 orders, like, kind of lone wolf cells, if you will, is
13 al-Suri's ideas. It's based on al-Suri's ideas.

14 English language is important because it is
15 hoped that they could be able to recruit individuals
16 who may be inspired by Inspire magazine.

17 MR. FEIN: I'm sorry, ma'am. Sir -- could
18 we ask the witness to please spell for the court
19 reporter that name?

20 THE COURT: Okay. I was not sure if you
21 were standing up for health reasons or you wanted to

1 say something.

2 MR. FEIN: No, ma'am. My back is fine.

3 Thank you.

4 BY MR. VON ELTEN:

5 Q Just for the court reporter, if you spell
6 that name?

7 A I shall. It's Abu Musab al-Suri. A-B-U,
8 space, M-U-S-A-B, space, A-L, dash, S-U-R-I.

9 Q Using English language, who are hoping to
10 inspire?

11 A They're mainly trying to inspire
12 individuals in the west, in the U K. and the United
13 States, English speaking countries.

14 Q Sir, in your opinion, what is the effect of
15 the purported cables on Al Qaeda propaganda?

16 A Well, first of all, when you look at
17 Inspire magazine in 2010 and you look at the video
18 together, what you find is there's a great propaganda
19 value for Al Qaeda. In other words, it's a -- it
20 provides them a treasure trove of information and data
21 in which to bolster their own core in the clash of

1 civilizations.

2 Q Sir, you also mentioned a video.

3 What is your opinion on the effect of that
4 video on Al Qaeda propaganda?

5 A Let's break down the video. On the one
6 hand you have images of General Kayani on the backdrop
7 of Wikileaks, you know, kind of being the former
8 Pakistani chief of staff in the Armed Forces, Pakistani
9 Armed Forces sitting with U.S. officials. In the
10 backdrop for Wikileaks you have U.S. officials sitting
11 with Yemeni officials and the backdrop of Wikileaks
12 cables and the messaging, if you will, is an attempt to
13 show the nefarious, if you will, U.S. Government's
14 tentacles in these regions without understanding its
15 context in the war on terrorism and that Al Qaeda is a
16 threat to Muslims and non-Muslims alike.

17 Just to continue, if you don't mind,
18 another portion of that as well is if you see the
19 famous or infamous [inaudible] footage where the
20 [inaudible] were unfortunately targeted, what they've
21 extrapolated out of that is a message that the United

1 States is hypocritical, that it does not value life and
2 it does not particularly value Iraqi or Muslim life and
3 that also very powerful from Al Qaeda's perspective is
4 the image of that young boy that was in the van. Of
5 course, luckily, he survived the attack, but then they
6 show the young boy and his scars.

7 So what Al Qaeda is able to portray is,
8 see, not only does the United States not value life,
9 but this could be your child. When are you going to
10 get off the fence, when are you going to understand and
11 join our cause, and be sympathetic to our cause is the
12 message they're trying to portray with that video.

13 Q What is your opinion on the effect that
14 propaganda will have on recruitment?

15 A Well, when you look at previous statements
16 either from the recruiting incident [inaudible] Major
17 Hasan in the Fort Hood shooting, the narrative is
18 extremely important in order to give kind of a
19 coherence, if you will, to their acts.

20 Q Sir --

21 MR. TOOMAN: Ma'am, we object to those two

1 incidents that he used -- that commander used
2 [inaudible].

3 THE COURT: Got it.

4 BY MR. VON ELTEN:

5 Q How has Inspire magazine used specific
6 names?

7 A Inspire magazine has, for instance,
8 mentioned officials, U S. officials, U.K. officials.
9 It is mentioned individuals who are evolved in the U.S.
10 and U.K. government specifically and I think the issue
11 there is to provide kind of an implicit threat to them.
12 Not an explicit one, but an implicit one.

13 Q Has Inspire magazine used names cited to
14 Wikileaks?

15 A They have use images from Wikileaks and, of
16 course, associated with names. For instance, I believe
17 in that 2011 video you have images of General Kayani, I
18 want to say, sitting down with General Petraeus.

19 Q What is the --

20 THE COURT: Yes?

21 MR. HURLEY: Your Honor, 1001B4 to any of

1 the individuals threatened that weren't actually listed
2 and identified as being in the Wikileaks disclosures.
3 He talked generally about Inspire magazine being used
4 to threaten U.S. and U.K. officials. If those
5 officials weren't identified in the Wikileaks
6 disclosures by picture or specifically identified as
7 being part of that, then we object to that in the
8 1001B4?

9 THE COURT: Got it.

10 BY MR. VON ELTEN:

11 Q Can you explain in more detail how they
12 were identified?

13 A They were identified by photo, by name in
14 Inspire magazine and in the video.

15 Q What was the connection with Wikileaks?

16 A In the case of the 2010 and 2011 media
17 outlets, if you will, instruments, they specifically
18 mentioned the use of Wikileaks cables in the context of
19 the naming of the individuals.

20 Q What is the implicit threat you just
21 testified about?

1 A Well, an implicit threat is to get
2 individuals to either bear latent hostility towards
3 those officials or, even better yet, from an Al Qaeda
4 perspective, carry out an actual attempt at a
5 disruption or assault on them is the implicit threat.

6 Q Sir, let's talk a little bit about the
7 Manchester documents.

8 What are the Manchester documents?

9 A The Manchester documents is an Al Qaeda
10 training manual that was discovered in 2000 in
11 Manchester England, Manchester, U.K. and what's
12 interesting about the Manchester documents is it's
13 basically an Al Qaeda training manual that details
14 special force -- U.S. special forces style operations,
15 training. It details intelligence collection --

16 MR. HURLEY: Pardon me. Ma'am, we would
17 object to this entire line of questioning [inaudible]
18 and all of this under 1001B4, offer proof or let the
19 court hearing the information.

20 THE COURT: Okay, I'll hear the
21 information. I note your objection.

1 A The Manchester training document is an Al
2 Qaeda training manual and what's interesting about the
3 Manchester training documents -- and there are various
4 versions of them, first of all, but the one discovered
5 in 2000 is actually linked to special -- U.S. special
6 forces manuals that were provided by Sergeant Ali
7 Mohamed in 1989.

8 Q Sir, let's come back to that in a moment.
9 What type -- you mentioned special forces information.

10 Can you be a little more specific about
11 what that information --

12 A They were John Kennedy Special Forces
13 school training manuals and also techniques that
14 Sergeant Mohamed had learned while in the United States
15 army.

16 Q What kind of military type --

17 A Well, reconnaissance, how to set up a
18 perimeter, how to walk a perimeter, how to --

19 MR. HURLEY: I'm sorry to interrupt, ma'am.
20 Relevance objection again.

21 THE COURT: What is the relevance?

1 MR. VON ELTEN: The relevance is foundation
2 for types of information Al Qaeda is interested in.

3 THE COURT: All right. I have your
4 objection.

5 A Intelligence collection techniques. It is
6 pretty much what you find in a basic special forces
7 training manual that was found in the Manchester
8 training documents.

9 Q Sir, how did Al Qaeda obtain it?

10 A Al Qaeda obtained it through Sergeant Ali
11 Mohamed who was in the U.S. Army at the time. He had
12 enlisted in the U.S. army and he provided that around
13 1989.

14 Q How do you know that?

15 A My understanding is that Sergeant Ali
16 Mohamed the case had been adjudicated and that came out
17 in the actual adjudication process.

18 Q Sir, let's talk a little bit about
19 significant activity reports.

20 Are you familiar with SigActs?

21 A I am.

1 Q How are you familiar with them?

2 A One of them -- one of my responsibilities
3 in OSD policy was to track overall, strategically, the
4 casualty rates in Iraq and Afghanistan and sometimes
5 when one sees spikes in -- regrettable spikes, one has
6 to occasionally refer to SigActs to see what the
7 anomaly may be.

8 Q Generally speaking, what types of
9 information are in SigActs?

10 A Oh, my gosh. Like I said, signature
11 activities reports. So if a soldier for that --
12 soldier, marine or sailor is walking in the field,
13 patrolling in a field and they engage in any kind of
14 event they consider significant, he makes it into a
15 significant activities report. This includes, for
16 instance, engaging the adversary. That may include the
17 discovery of an IED, the diffusion of an IED. All of
18 that would make it into a significant activity report.

19 MR. HURLEY: Your Honor, our objection is
20 continuing into this line of questions.

21 THE COURT: Got it.

1 A So, like I said, it's an very, very
2 tactical document, raw tactical document from the
3 respective of the U.S. combat soldier.

4 Q Sir, have you seen Al Qaeda express
5 interest in this information?

6 A The -- what's interesting is that in
7 Inspire magazine, in the 2010 edition we were
8 discussing, in the back of that magazine it says that
9 if you supportive of Al Qaeda you can help us by
10 providing us information from Wikileaks because the
11 amount of information is so voluminous they require
12 outside support from their supporters on the cyber
13 domain.

14 Q In your opinion, how will Al Qaeda use this
15 information?

16 A Well, based on how they used Sergeant Ali
17 Mohamed's materials and based on how, for instance, Al
18 Qaeda had used Soviet military manuals during the
19 Soviet/Afghan war, one can only deduce from that that
20 out of the thousands of SigActs that has been leaked,
21 that they could possibly potentially basically deduce a

1 pattern of behavior of U.S. combat forces.

2 Q And in your --

3 THE COURT: Yes?

4 MR. HURLEY: Sorry, ma'am. We would add
5 overly speculative and beyond the scope of his
6 expertise.

7 THE COURT: Got it.

8 MR. VON ELTEN: Could I have one moment,
9 Your Honor?

10 THE COURT: Yes.

11 (Pause.)

12 BY MR. VON ELTEN:

13 Q Sir, let's talk a little more about the
14 Internet. How does Al Qaeda spread information on the
15 Internet?

16 A Through websites, through chatrooms.

17 Q How would Al Qaeda use significant activity
18 reports if they're in English?

19 A Well, just in the cyber domain, really,
20 language is not an barrier. Since you're in the cyber
21 domain, you can find an Al Qaeda supporter in the

1 United States, in the U.K. and they can then take,
2 like -- I'm speculating, but take Al Qaeda's evolution
3 in Inspire magazine to help in processing the
4 voluminous amount of information and, from that, if
5 they see SigActs that are of interest, they can begin
6 to piece together a pattern of behavior that shows how
7 U.S. combat forces operate in the field.

8 MR. HURLEY: Ma'am, our objection would be
9 beyond the scope and speculation.

10 MR. VON ELTEN: One moment, Your Honor.

11 (Pause.)

12 BY MR. VON ELTEN:

13 Q Sir, in your opinion, does Al Qaeda have
14 the able to use English documents?

15 A Yes.

16 Q Why is that?

17 A Like I said, because it's in the cyber
18 domain. They've got supporters that have a command of
19 the English language, multi-lingual, bi-lingual all
20 around the world. So, like I said, language is not a
21 barrier. It is very feasible for someone to be sitting

1 in Europe or sitting in the U.K. or in the Caribbean or
2 the United States, download the Wikileaks information,
3 and then deduce whatever they want from it for their
4 own analysis and then send it back to Al Qaeda
5 supporters.

6 Q Does Al Qaeda use propaganda in English?

7 A Inspire magazine is an example of that,
8 yes. Anwar al-Awlaki was one of the creators of that,
9 masters of that.

10 Q Who is Al Qaeda's English spokesman?

11 A Currently, it would be Adam Gadahn.

12 Q What does Adam Gadahn do for Al Qaeda?

13 A Adam Gadahn mainly is a mouthpiece. He's
14 an English language mouthpiece for Al Qaeda senior
15 leadership.

16 MR. VON ELTEN: Thank you.

17 THE COURT: Cross-examination?

18 MR. HURLEY: Ma'am, sir, just a second.

19 EXAMINATION BY MR. HURLEY:

20 Q Sir, good afternoon.

21 A Good afternoon.

1 Q Sir, since the disclosures, the Wikileaks
2 disclosures, the following militant Islamists have been
3 killed and I'm going to list them out, okay?

4 A I'm sorry, say it again.

5 Q Since the disclosures, the following
6 militant Islamists have been killed and I'll list them
7 out sequentially.

8 All right?

9 A (Nods affirmatively.)

10 Q You have to answer yes or no, sir, for the
11 record.

12 Osama Bin Laden, he's been killed?

13 A Yes.

14 Q And that -- his death occurred on the 1st
15 of May 2011?

16 A That's correct.

17 Q Anwar Awlaki has also perished?

18 A Yes.

19 Q And his death occurred when?

20 A I don't have the exact date, but I'm
21 thinking around early 2011.

1 Q And then there was a third person that we
2 discussed in our interview this morning, sir.

3 His name, do you recall?

4 A You mean the number three in Al Qaeda?

5 Q Yes.

6 A Attyah Abdel-Rahman.

7 Q And, sir, could you spell that?

8 A A-T-T-Y-A-H, A-B-D-E-L, dash, R-A-H-M-A-N.

9 Q And all of these individuals were killed
10 because of their status as Al Qaeda leaders?

11 A These are Al Qaeda senior leaders. In the
12 case of Attyah, he was the operations chief for Osama
13 Bin Laden.

14 Q So part of the strategic leadership for
15 Al Qaeda?

16 A Yes.

17 Q And before we go any further, I want to
18 define some terms just so we all have a clear
19 understanding during this examination. All right?

20 An militant Islamist -- these are words
21 that I got from you -- they're trying to create a

1 caliphate in their image with the use of force; is that
2 correct?

3 A I would say that's correct. A militant
4 Islamist is someone who is trying to create an Islamic
5 social order in their image through violence or
6 conspiracy to commit acts of violence.

7 Q A Muslimist is essentially the same thing,
8 trying to create a caliphate in their own image?

9 A In their various images.

10 Q But without, necessarily, the use of force?

11 A That's correct. Yes, methodologies.

12 Q Militant Islamist, that's a term that you
13 coined?

14 A It's a term I use in my book, yes.
15 Militant Islamist ideology.

16 Q And you believe that to be the most precise
17 term when describing these individuals?

18 A It's the best term or best model I could
19 come up with because, after all, you're talking about
20 1.5 billion Muslims. That's one-fifth of humanity. So
21 you to reduce that complexity nuance. Not everyone

1 agrees on what a social order should look like. Not
2 everyone agrees that there should be a social order or
3 a government.

4 Q And, sir, apostates from the version of
5 these militant Islamists, are both Muslims don't agree
6 with their world view as well as westerners that don't
7 subscribe to the Muslim religion?

8 A I would say that's accurate, yes.

9 Q And infidels or just westerners that don't
10 subscribe to the --

11 A Yes. It's a nuance in the English
12 language, yes.

13 Q And this group of militant Islamists,
14 obviously Al Qaeda is part of that? It is a militant
15 Islamist organization?

16 A Yes, Al Qaeda is militant Islamists.

17 Q And Al Qaeda in the Arabian Peninsula is
18 also a militant Islamist organization?

19 A Yes, it is.

20 Q Sir, with the rest of these questions, I'm
21 going to treat these organizations as distinct, okay?

1 A Okay. The reason I'm stumbling a bit is
2 because in the last week, Ayman al-Zawahri naming Nasir
3 al-Wuhayshi the leader of AQAP as his deputy, the lines
4 are beginning to become less distinct.

5 Q Is it all right if I refer to both
6 organizations as distinct during this examination?

7 A I think it would be fine.

8 THE COURT: Before you proceed, could you
9 spell that last name for the court reporter?

10 THE WITNESS: I'm sorry. Yes, Your Honor.
11 Nasir al-Wuhayshi. First name Nasir, N-A-S-I-R, last
12 name A-L, dash, W-U-H-A-Y-S-H-I.

13 THE COURT: Thank you.

14 BY MR. HURLEY:

15 Q All right, sir. Thank you.

16 And you indicated with Captain Von Elten on
17 the direct that propaganda is important to Al Qaeda?

18 A Yes, it is.

19 Q It's likewise important if we're treating
20 them as distinct organizations to --

21 A Yes, it is. Absolutely.

1 Q And it's vital to their senior leadership,
2 the propaganda?

3 A It is, absolutely.

4 Q AQ senior leaders see propaganda sometimes
5 as more important than their actual on-the-ground
6 operations?

7 A Well, I think it's best to even quote
8 Zawahri's mentor. His name is Imam Sharif, a/k/a
9 Dr. Fadl.

10 Q Sir, could you please spell that name?

11 A Sure. Imam Sharif is I-M-A-M, A-L, dash,
12 S-H-E-R-I-F and a/k/a Dr. Fadl -- doctor, of course,
13 and then F-A-D-L. Dr. Fadl. This is Zawahri's mentor.
14 He's actually since written four books attacking
15 Zawahri, Bin Laden and Al Qaeda and in it he basically
16 says that all Al Qaeda is the cult of Osama Bin Laden
17 and Zawahri and that every suicide bombing is designed
18 to do two things, media and money for those two. So
19 that shows the centrality of propaganda and media to Al
20 Qaeda senior leadership and operatives.

21 Q Not only had Dr. Fadl come up with that

1 conclusion, but this morning, sir, you shared with me a
2 similar conclusion that sometimes you, yourself, think
3 that Al Qaeda senior leaders see propaganda as the only
4 important function of their organization?

5 A That is correct, yes.

6 Q And that's to the exclusion of any other
7 function?

8 A Well, I mean, the violence in all of this
9 is all designed to create relevance for them and that
10 relevance is obtained through perception of the media.

11 Q Now, the dead militant Islamist that we
12 talked about at the top of this examination, they
13 played an important role in this propaganda function,
14 did they not?

15 A They did, yes.

16 Q At least they played it while they were
17 alive?

18 A Yes.

19 Q And their deaths had a temporary negative
20 effect on the propaganda?

21 A Short-term.

1 Q How long did this, to use your words,
2 short-term negative effect last?

3 A Well, let's take one of the gentleman that
4 you mentioned, Anwar al-Awlaki. He, obviously, is the
5 producer. Him and Samir Khan was producer of Inspire
6 magazine and there was -- when he was killed, there was
7 pause of several months before the next edition of
8 Inspire magazine came out. So he was instrumental in
9 creating Inspire magazine.

10 Q And his death was instrumental in delaying
11 its further --

12 A They delayed it, but they still continued
13 with the latest edition, I think, covering the Boston
14 bombings. And, by the way, the quality from my --
15 again, in my opinion, the quality of the latest edition
16 of Inspire still equals that of editions that were
17 published by al-Zawahri.

18 Q There's just been one edition that that's
19 been published?

20 A To my knowledge, yes.

21 Q Prior to all, of other editions were

1 published during the lifetime of [inaudible]?

2 A Yes.

3 Q Now, we're going to lean on your expertise
4 with respect to militant Islamism.

5 Militant Islamism -- militant Islamists, as
6 a matter of fact, they, to use your words, see the word
7 as cyclical, don't they?

8 A Yes, I would say that's -- I wouldn't
9 object to that.

10 Q And the beginning of the cycle is a
11 recognition themselves as an organization and then --
12 sir, you have to answer yes or no just for the purposes
13 of the record.

14 A Sure, yes.

15 Q And once they recognize themselves as a
16 distinction organization, then they see the other --

17 A Yes.

18 Q -- and this other is non-Muslim or
19 certainly less Muslim than the militant Islamists?

20 A That's correct, yes.

21 Q And that other must be stopped, if they're

1 militant Islamist, with combat?

2 A That other, if you are on a receiving end
3 would be Muslims and non-Muslims alike who don't
4 espouse to methodologies to address the various
5 grievances in the region.

6 Q Right. If you're viewing it from the
7 militant Islamist's perspective, than that other must
8 be stopped?

9 A That other must be persuaded, influenced
10 and, yes, it must be violently addressed.

11 Q And if not violently addressed, then at
12 least in modern times, through the use of propaganda?

13 A Propaganda to undermine, of course.

14 Q And militant Islamists have already come to
15 these conclusions, have already seen the world in this
16 cycle?

17 A Yes.

18 Q And they are searching for facts to support
19 the conclusion that they've already reached?

20 A That's correct.

21 Q So if it wasn't Wikileaks, it would be

1 something else?

2 A Absolutely.

3 Q Al Qaeda propaganda -- the propaganda
4 machine from Al Qaeda doesn't stop, does it?

5 A No.

6 Q Inspire magazine kept going even though
7 al-Awlaki died?

8 A That's correct.

9 Q And Adam Gadahn, as you indicated with
10 Captain Von Elten, he's the leading spokesperson for
11 Al Qaeda?

12 A He is perhaps one of more leading English
13 language spokespersons for Al Qaeda senior leadership.

14 Q Certainly a public face of Al Qaeda?

15 A Yes.

16 Q And you read his public statements closely?

17 A I do.

18 Q And you analyze every word?

19 A I try to.

20 Q Has he said anything publicly about
21 Wikileaks in 2013?

1 A 2013?

2 Q Uh-huh.

3 A Not to my knowledge.

4 Q How about 2012?

5 A Not to my knowledge. The last time I saw
6 anything from Adam Gadahn on Wikileaks was that 2011
7 video.

8 Q So since the video he hasn't said anything
9 else about Wikileaks that you've seen?

10 THE COURT: Yes?

11 MR. FEIN: Your Honor, I apologize. To
12 Major Hurley. May we have a brief break?

13 THE COURT: Yes. You want to take a ten
14 minute recess?

15 MR. FEIN: Yes, ma'am.

16 THE COURT: All right. Commander
17 Aboul-Enein, please don't discuss your testimony during
18 the recess with anyone.

19 THE WITNESS: Yes, Your Honor.

20 THE COURT: Court is in recess.

21 (There was a recess taken at 12:53 and the

1 trial resumed at 1:03 pm.)

2 THE CLERK: All rise.

3 THE COURT: Please be seated. The court is
4 called to order. All present at the last recess are
5 again present in court. The witness is on the witness
6 stand. Please proceed.

7 MR. HURLEY: Yes, ma'am.

8 BY MR. HURLEY:

9 Q Sir, I believe the last answer you gave
10 indicated that Adam Gadahn hasn't said anything about
11 Wikileaks since the disclosures first happened?

12 A Since 2011, the audio -- the video, I'm
13 sorry.

14 Q In 2011?

15 A Yes, to my knowledge.

16 Q To your knowledge?

17 To your knowledge, has anyone else from Al
18 Qaeda mentioned Wikileaks since that time period?

19 A Not to my knowledge, no.

20 Q And again, treating these organizations as
21 distinct, has anyone from Al Qaeda from the Arabian

1 Peninsula ever said anything about Wikileaks other than
2 Inspire magazine?

3 A Other than Inspire magazine winter of 2010,
4 no, not to my knowledge.

5 Q So let's talk about the SigActs, the
6 information that you discussed with Captain Von Elten.

7 You have seen SigActs as an general
8 proposition?

9 A I have, yes.

10 Q And you have analyzed them in detail?

11 A I have analyzed those that come -- that I
12 have analyzed in the course of my work.

13 Q From your perspective, this information --
14 that information that you've analyzed, those SigActs
15 that you've analyzed in the capacity of your work from
16 2002 to 2006, that's what I'm talking about, that if
17 the militant Islamists had seen that information or
18 were privy to that information, they would use it in
19 the course of their organization's business?

20 A I would have to assume that. If that were
21 made available to them, like I had mentioned

1 previously, what has happened -- what one can do with
2 the thousands of SigActs, if you will, or if you have
3 100 or a couple of thousand of them is you can begin to
4 deduce a pattern of behavior of how U.S. combat forces
5 operate in the field. You can then go from there
6 developing either counter measures to those -- to those
7 operating procedures or you can develop ambushes
8 against U.S. combat forces or just understand how U.S.
9 combat forces operate in the area and any of that kind
10 of technique.

11 Q Sir, there's a couple of things I would
12 want to talk about that with respect to that. The
13 first is that process that you're talking about with
14 respect to the Wikileaks disclosures, the information
15 from Wikileaks, that's a speculation on your part,
16 right?

17 A Yes, it is. Yes.

18 Q You haven't seen any reporting that
19 indicates that that has happened?

20 A I have not, no.

21 Q So now, we've talked a couple of times

1 before this conversation that we're having today,
2 right, sir?

3 A We have, yes.

4 Q One was today, earlier today?

5 A Yes, it was.

6 Q And one was probably in January of this
7 year?

8 A I believe so, yes, in the wintertime.

9 Q Now, in January of this year, you walked
10 through the process that these militant Islamists would
11 use?

12 A Uh-huh.

13 Q And the first is they would gather the
14 information that they did not have already, right?

15 A Uh-huh.

16 Q And, sir, it's got to be a yes or no...

17 A Yes. Thank you, sir.

18 Q And they would -- off of that information,
19 they would formulate a lesson plan or they would
20 formulate a counter measure of some sort?

21 A Certainly. Develop training manuals, if

1 you will, or training information. Keep in mind, of
2 course, you are still subject to the person conducting
3 that analysis.

4 Q Right, and their own human frailties,
5 whether it's difficulties with language or whatever?

6 A Yes. And, now, since we're going -- the
7 only precedent we have, to my knowledge, is the
8 Manchester training manual and, of course, the use of
9 Soviet and Russian manuals during the Soviet/Afghan
10 war. That is the model I provided you based on that.

11 Q Right, sir.

12 Now, as they're formulating, this
13 individual -- and this is a hypothetical individual
14 that we're talking about, right?

15 A Sure.

16 Q This hypothetical individual, as he
17 formulates his lessons plans, he's not just going to
18 rely on this new information he's got, right?

19 A Yes, that's correct. He's not going to
20 rely on just that information.

21 Q He's going to rely on his only personal

1 experience?

2 A That personal experience and now that we're
3 in the cyber domain and a post 9/11 world, now he has
4 access to various experiences from various battlefields
5 from Somalia to Iraq to Afghanistan.

6 Q And now only is he going to sample all of
7 that, but he may do face-to-face coordination with
8 other people -- with other members of the organization
9 to share lessons learned?

10 A He -- that is plausible, yes. Face-to-face
11 coordination is possible.

12 Q Just more difficult based on the operation?

13 A It's more difficult due to the [inaudible]
14 currently, yes.

15 Q And that process, whether the new
16 information, this new data, came from Wikileaks or
17 wherever, that same process would be in place, correct,
18 that he would take a look at his own lesson plan,
19 filter it through his own experience and the
20 experiences of others as best he can understand them?

21 A Of course, yes. Like I said, Major Hurley,

1 this is an model I'm trying to give you so you can
2 conceptualize how this raw data can then be turned
3 into, I should say, usable information by the
4 adversary.

5 Q Sir, since we talked about the Manchester
6 documents a little bit, let's go into that just an
7 little bit more.

8 So the Manchester document is basically a
9 handbook for terrorist leaders?

10 A It's a handbook for terrorist operatives.

11 Q Operatives?

12 A Right.

13 Q And I'll go back to the militant Islamist
14 instead of the word terrorist because of it's overbroad
15 nature.

16 A If you want to be specific, the Manchester
17 training manuals was an Al Qaeda operations training
18 manual. But since it's in the open domain, one has to
19 assume that other terrorist organizations can also
20 download and utilize it.

21 Q Now, the Manchester document, you indicated

1 to Captain Von Elten that there are several versions
2 on-line of that document?

3 A There are several versions both in paper
4 and on-line, yes.

5 Q You indicated in our conversation earlier
6 today that the one that you looked at was around 200
7 pages?

8 A About that.

9 Q And you've seen shorter versions of that
10 document?

11 A Yes, certainly, pieces of it. I've seen --
12 I've even seen some that have been developed into kind
13 of lesson plans where it's obvious it's only the person
14 delivering the lesson has these short notes.

15 Q Right. And one of the lessons that you can
16 derive from the Manchester document is how to assemble
17 a weapons cash?

18 A How to assemble a weapons cash, sure. How
19 to hide a weapons cash.

20 Q And another suite of instructions that are
21 given through the Manchester document is how to respond

1 to being arrested?

2 A Yes.

3 Q And then it also discusses --

4 A Although, how a respondent be arrested is
5 not something that was inherent in the Ali Mohamed leak
6 to manuals.

7 Q The information that was inherent in the
8 Ali Mohamed leaked information work was, to use a broad
9 expression, tactical operational information?

10 A I'd say low level operations and technical,
11 yes.

12 Q And those low level operations would be
13 reconnaissance?

14 A Correct.

15 Q Engagement with an opposing force?

16 A Correct.

17 Q Ambush?

18 A Yes.

19 Q Use of ambush. And all of that was
20 reflected generally in the Manchester document?

21 A Correct.

1 Q Now, with respect to information gathering
2 or just to ask the question specifically, the
3 Manchester document also discusses information
4 gathering?

5 A It does.

6 Q And that's just another way of saying
7 collecting intelligence?

8 A Yes.

9 Q And the Manchester document that I reviewed
10 indicated that 80 percent of collection, intelligence
11 collection, can be done through the open source?

12 A That's not an uncommon statistic among Al
13 Qaeda operatives.

14 Q And that's a generally held opinion that
15 they have?

16 A It's to encourage their supporters and
17 their operatives to closely monitor the open source.

18 Q Sir, as I understand from our
19 conversations, you're a native of Mississippi?

20 A I was born in Mississippi.

21 Q And you've lived both in Muslim cultures

1 and in the American culture?

2 A I grew up in Riyadh. The Saudi capital is
3 my childhood home.

4 Q Now, you're -- and you've lived in America
5 most of your adult life?

6 A I have, yes.

7 Q And apart from Wikileaks, just to set that
8 aside, the American government, the United States
9 government has a lot of information in the open source,
10 right?

11 A Sure, it does.

12 Q And that news reports on the comings and
13 goings of the federal government?

14 A Absolutely, to be expected in a transparent
15 society.

16 Q Military publications?

17 A Yes, like Infantry, Armor, Military Review.
18 These are all open source documents.

19 Q The breadth of what is in the open source
20 with the Manchester document that you reviewed, that
21 was even the subject of a joke, right, in the

1 Manchester document?

2 A I don't really catch your meaning, sir.

3 Q There was a quote from President Truman or
4 there is often --

5 A There was, yes.

6 Q And could you give the court the gist of
7 that quote?

8 A Yes, indeed. Basically -- first of all,
9 it's in the context of Al Qaeda mocking, if you will,
10 our open society and the ease of access to information
11 because of our transparent nature and our democracy and
12 their reference to Harry Truman is quite interesting
13 because it references an incident in American
14 presidential history where Harry Truman had an
15 antagonistic relationship with the press and had given
16 a speech about wanting to enact legislation to protect
17 national security secrets on the eve of the Cold War,
18 if you will.

19 So -- what's fascinating to me, studying
20 the Al Qaeda problem set is that, A, you would find
21 that in an Al Qaeda document and that they had taken an

1 in interest in U.S. presidential history and, of
2 course, they synthesized their viewpoints on that.

3 Q Thank you, sir. A couple more lines of
4 questioning.

5 Sir, you keep in touch with militant
6 Islamists are discussing?

7 A I do follow. I try to stay abreast, yes,
8 indeed.

9 Q And that's part of your duties --

10 A It is.

11 Q -- as an instructor and as an expert?

12 A Absolutely. Yes, it is.

13 Q And militant Islamists do like to brag
14 about their tactical successes against the infidels,
15 don't they?

16 A They do.

17 Q They not only like to brag, they like to
18 film it?

19 A Yes, they do, for propaganda purposes and
20 for training purposes.

21 Q Has Al Qaeda claimed any tactical successes

1 because of the information it acquired from Wikileaks?

2 A No.

3 Q Has Al Qaeda in the Arabian Peninsula
4 claimed any tactical successes because of the
5 information acquired from Wikileaks?

6 A No.

7 Q Sir, you understand what a damage
8 assessment is?

9 A I'm familiar with the term, yes, and the
10 overall methodology.

11 Q Have you ever read one?

12 A I think I have read one, yes.

13 Q Do you understand its uses?

14 A Yes.

15 Q And a damage assessment could determine the
16 benefit to specific terrorist organizations?

17 A Yes.

18 Q So a damage assessment could indicate that
19 Al Qaeda now has X bit of information, right?

20 A To determine that and also to determine the
21 potential uses of that information.

1 Q Did you do a damage assessment in this
2 case?

3 A I did not.

4 Q You were never asked to, were you?

5 A I was not asked, no.

6 MR. HURLEY: Sir, thanks. We have nothing
7 further.

8 THE COURT: Redirect?

9 EXAMINATION BY MR. VON ELTEN:

10 Q Sir, how does violence affect propaganda?

11 A How does violence --

12 Q How do violent Al Qaeda attacks affect
13 propaganda?

14 A Basically, violence, first of all, puts the
15 terrorist organization, if you will, on the media map.
16 It basically allows them to reclaim some semblance of
17 relevance and their cause, of course.

18 Q How does Al Qaeda describe its -- what it
19 perceives to be its tactical victories?

20 A Any -- first of all, there are several
21 tactical victories, if you will, not just one. If I

1 were to chose one, I would probably think any kind of
2 demonstration that the United States is withdrawing
3 from a country or leaving a country without its full
4 objectives being made. And a classic example would be
5 when Al Qaeda, for instance, made a lot of note that
6 U.S. forces has abandoned Somalia in 1993.

7 Q Does Al Qaeda describe the basis of its
8 attacks?

9 A The basis of its attacks?

10 Q The specific reason it attacks?

11 A Yes. I mean, it basically says it attacks
12 because, A, they are trying to avenge, say, for
13 instance, Abu Ghraid, for instance or sometimes they
14 make attacks in order to avenge the killing of an Al
15 Qaeda leader.

16 So these are all examples of Al Qaeda
17 giving a rationale as to why it's conducting an attack
18 or reason, I should say.

19 Q Sir, you testified that the Manchester
20 documents were comprised in 1989?

21 A They were, yes.

1 Q I believe you also testified they were
2 recovered in 2000?

3 A That's correct.

4 Q Why did it take so long to find out?

5 A Basically, it's important to understand,
6 first of all, that in 1989 Al Qaeda was not something
7 that was well known to most Americans, much less most
8 Americans in the military and in the defense, if you
9 will, sphere, intelligence sphere in 1989. Really,
10 it's not until 1996 or 1998.

11 In 1996, Osama Bin Laden, if you recollect,
12 does this declaration of Jihad against Jews and
13 crusaders in 1996. That's when Al Qaeda is becoming
14 more and more -- it makes its announcement, if you
15 will.

16 In 1998 with the bombings of the embassy in
17 Dar es Salaam -- Nairobi and Dar es Salaam, that's
18 where more and more Bin Laden and Al Qaeda becomes much
19 more well known among more Americans.

20 Q Sir, if any of the next few questions
21 require a classified answer, please let me know.

1 A Sure.

2 Q In an unclassified manner, what is your
3 opinion on the openness with which Al Qaeda conducts
4 its activities?

5 A The openness with which it conducts its
6 activities? I would say that Al Qaeda for its very
7 survivability has to be clandestine in its operations,
8 tactics and abilities. I wouldn't classify Al Qaeda as
9 an open organization or engaging in openness, if you
10 will, except in its strategic goals.

11 Q Sir, in your opinion, does that clandestine
12 nature play a role in discovering the Manchester
13 documents years later?

14 A Of course, then suppressing and hiding
15 their activities. All of this would have an issue, if
16 you will, as far as delaying discovery.

17 Q Sir, I want to talk a little about your
18 publication.

19 Have you published United States government
20 information in open source?

21 A United States government information in

1 open source?

2 Q Yes, sir.

3 A I have cited U.S. Government documents in
4 my book.

5 Q And that book is unclassified?

6 A Yes, it is and the documents are
7 unclassified.

8 Q Sir, have you ever published classified
9 information in the open source?

10 A No.

11 Q What's the difference between that?

12 A The difference is if one is writing an
13 article even for a journal like United States Army
14 Infantry, Armor or Military Review or publishing a book
15 like I did, it has to go through what is known as a
16 prepublication process. You have to get it cleared
17 both from a security perspective as well as from a
18 public release perspective.

19 Q Sir, have you published classified
20 documents for the United States government?

21 MR. HURLEY: Objection, relevance?

1 MR. VON ELTEN: Major Hurley brought out
2 the availability of source information. I'm just going
3 through the process of that classified information.

4 THE COURT: I know that classified is not
5 available in the open source. So where do we need to
6 go with it? Let's not. Sustained.

7 MR. VON ELTEN: Thank you, sir.

8 MR. HURLEY: I don't have any recross, Your
9 Honor.

10 THE COURT: All right. Sir, I just have
11 one question. I just want to make sure I understand
12 your testimony.

13 So other than the Inspire magazine
14 article -- Inspire magazine in 2010 and the Adam Gadahn
15 video --

16 THE WITNESS: It was a holistic video. I
17 believe it was like 120 minutes or so.

18 THE COURT: Okay. So those are the two
19 pieces of -- the two concrete pieces of information
20 that you're aware of where anything that was disclosed
21 by Wikileaks that's involved in this case was on any

1 kind of Al Qaeda information of any sort?

2 THE WITNESS: And one last thing too,
3 ma'am, and that is, of course -- now it's a matter of
4 public record and that is Osama Bin Laden's personal
5 interest in Wikileaks.

6 THE COURT: Thank you.

7 Any followup based on that?

8 MR. VON ELTEN: No, Your Honor.

9 MR. HURLEY: No, ma'am.

10 THE COURT: Temporary or permanent excusal?

11 MR. VON ELTEN: Temporary.

12 THE COURT: All right. You are temporarily
13 excused. Please don't discuss your testimony or
14 knowledge of the case with anyone other than the
15 lawyers of the accused while the trial is still going
16 on. Thank you.

17 THE WITNESS: All right.

18 (Witness left stand.)

19 THE COURT: Do we have anything else for
20 today?

21 MR. FEIN: No, ma'am.

1 THE COURT: Defense, anything?

2 MR. HURLEY: No, ma'am.

3 THE COURT: Okay. I believe this morning
4 we talked about starting time tomorrow at 09:30; is
5 that correct?

6 MR. FEIN: Yes, ma'am.

7 MR. HURLEY: Yes, ma'am.

8 THE COURT: Okay. So is there anything
9 else we need to address before we recess the court or
10 is there anything you need to tell me?

11 MR. FEIN: No, ma'am.

12 THE COURT: All right. The court is in
13 recess until 09:30.

14 THE CLERK: All rise.

15 THE COURT: Carry on.

16 (Trial was adjourned at 1:22 p.m.)

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